

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

SARA E. ACHENBACH,
Plaintiffs,

v.

**ATLANTIC SPECIALTY INSURANCE
COMPANY,**
Defendant.

CIVIL ACTION

NO. 17-534

ORDER

AND NOW, this 22nd day of October, 2018, upon consideration of Defendant's Motion to Dismiss and support thereof (ECF Nos. 7, 13, 29) and Plaintiff's opposition thereto (ECF Nos. 10, 16, 30), **IT IS ORDERED** that the Motion is **GRANTED IN PART AND DENIED IN PART** as follows:

1. Defendant's Motion to Dismiss Count One (Breach of Contract) is
GRANTED. Count One is **DISMISSED WITH PREJUDICE**.
2. Defendant's Motion to Dismiss Count Two (Bad Faith) is **GRANTED**.
Count Two is **DISMISSED WITH PREJUDICE**.
3. Defendant's Motion to Dismiss Count Three (Promissory Estoppel) is
DENIED.

BY THE COURT:

/s/Wendy Beetlestone, J.

WENDY BEETLESTONE, J.